GOVERNMENT OF MYSORE.

FOOD, CIVIL SUPPLIES AND LABOUR AND MUNICIPAL ADMINISTRATION DEPARTMENT

(LABOUR).

Labour Dispute.—Industrial Dispute between the Workmen and the Management of M/s. Coovercolly Estate, Kalagally Division, Somawarpet Post, Coorg District.

Award of the Industrial Tribunal Bangalore—Published.

Read the following papers :—

(1) Letter No. 641/67-68, dated 4th September 1967, from Shri P. T. Kadkol, Presiding Officer, Industrial Tribunal Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 4th day of September 1967.

Present :

Sri P. T. Kadkol, B.Sc., LL.B., ... Presiding Officer.

Reference No. 34 of 1967.

Workmen represented by the Secretary, Coorg District Estate Workers' Union, Mercara ... *I Party*

Vs.

The Management of Coovercolly Estate, Kelagally Division, Somawarpet P. O., Coorg District ... *II Party.*

Reference.

Government Order No. LMA 105 LLD 67, dated 17th March 1967.

AWARD

The Government of Mysore being of opinion that an industrial dispute exists between the workmen and the management of Coovercolly Estate, Kelagally Division, Somawarpet Post, Coorg District, have referred it to this Court for adjudication under Section 10 (1) (c) of the Industrial Disputes Act, 1947,

by their Order No. LMA 105 LLD 67, dated 17th March 1967, setting out the following points of dispute for adjudication :—

"Whether the Management of Coovercolly Estate, Kelagally Division, Somawarpet (Post) Coorg District are justified in dismissing the services of Shri Appaji and Smt. Madhavi the workers of the said estate with effect from 19th February 1966 ? If not, are they entitled to reinstatement with back wages and continuity of service from that date, or other relief if any ?"

2. The cause of the aggrieved workmen has been sponsored by the Coorg District Estate Workers' Union, Mercara which is a Registered Trade Union. This Union as representing the Workmen is the first party and the Management of M/s. Coovercolly Estate is the second party in this proceeding.

3. In response to the notice issued by the court, the first party has put in its statement of claims dated 25th March 1967 and the second party has put in its statement of objections dated 16th May 1967.

4. When the case was called on for hearing at Mercara Camp on 30th August 1967 the representatives of both parties appeared and filed a joint memorandum of settlement, which was marked Ex. A. and prayed for an Award in terms thereof. From the terms of the settlement it is seen that the management has agreed to give the aggrieved workmen service gratuity and other benefits and the first party has agreed not to press for their reinstatement. I am of opinion that the terms of settlement are fair and reasonable and I accept them.

5. In the result I pass an award as under : —

AWARD.

Reference is accepted. An Award is passed between the parties in terms of the memorandum of settlement, Ex. A, which should be annexed to this Award and be deemed as forming part thereof. I order no costs.

P. T. Kadkol,
Presiding Officer,
Labour Court, Bangalore.

BEFORE THE HON'BLE LABOUR COURT, BANGALORE.

Camp : Mercara.

Reference No. 34 of 1967.

Workmen represented by the Secretary, Coorg District Estate Workers Union, Mercara *I Party.*

Vs.

The Management of Coovercolly Estate, Kelagally Division, Somawarpet P.O. Coorg Dist. *II Party.*

Joint Memorandum of Settlement.

Both the parties to the above dispute have arrived at a settlement on the following terms.

Terms of Settlement.

1. The II Party has agreed to treat the orders of dismissal of Sri Appan and Smt. Madhavi as dischage with effect from 19th February 1966, and pay both of them in addition to maternity allowance of Rs. 63 only due to Smt. Madhavi and arrears of bonus leave wages and other annual payments, if any service Gratuity at the rate of 15 days wages for each year of service or any part thereof in excess of six months.

2. The I Party agrees to the above terms and does not press for their reinstatement.

The parties pray that the Hon'ble Labour Court be pleased to pass an award on the above terms.

Dated the 30th day of August, 1967.

Agreed to abide.
Sd/- P. S. Ponnappa
Asst. Manager.
II Party Estate.

Agreed to abide.
Sd/- B. N. Kuttappa,
Secretary,
I Party Union.

Sd/- K. Ramadas,
Assistant Secretary,
Mysore State Planters Association,
Chickmagalur.

Filed, Recorded and Marked Ex. A.
Intd. P. T. K. 30/8.

"Copy"

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

ORDER

Bangalore, dated 14th September 1967

S. O. 1919.—WHEREAS by State Government Order No. LMA 105 LLD 67, dated 17th March 1967, the Industrial Dispute between the Workmen and the Management of M/s. Coovercolly Estate, Kalagally Division, Somwarpet Post, Coorg District, was referred to the Industrial Tribunal Bangalore for adjudication :

AND WHEREAS the Industrial Tribunal, Bangalore has submitted to the State Government its award in respect of the said Industrial Dispute ;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore, are pleased to direct the publication of the said award as above in the *Mysore Gazette*.

[No. LMA 105 LLD 67.]

By Order and in the name of the Governor of Mysore,

1104 G. G. PUROHIT, *Under Secretary*.